

United States Code, for a grant to Philadelphia Regional Port Authority, to be used solely for the purpose of construction, by and for a Philadelphia-based company established to operate high-speed, advanced-design vessels for the transport of high-value, time-sensitive cargoes in the foreign commerce of the United States, of a marine cargo terminal and IT network for high-speed commercial vessels that is capable of supporting military sealift requirements, and that in making a grant to carry out this section, the Secretary of Defense shall solicit applications from not fewer than 4 such companies.

**SA 469.** Mr. COBURN submitted an amendment intended to be proposed by him to the bill H.R. 1268, Making emergency supplemental appropriations for the fiscal year ending September 30, 2005, to establish and rapidly implement regulations for State driver's license and identification document security standards, to prevent terrorists from abusing the asylum laws of the United States, to unify terrorism-related grounds for inadmissibility and removal, to ensure expeditious construction of the San Diego border fence, and for other purposes; which was ordered to lie on the table; as follows:

Strike title IV and insert the following:

**TITLE IV—INDIAN OCEAN TSUNAMI RELIEF**

**CHAPTER 1**

**DEPARTMENT OF COMMERCE**

**NATIONAL OCEANIC AND ATMOSPHERIC ADMINISTRATION**

**PROCUREMENT, ACQUISITION AND CONSTRUCTION**

For an additional amount for "Procurement, Acquisition and Construction", \$10,170,000, to remain available until September 30, 2008, for United States tsunami warning capabilities: *Provided*, That the amount provided under this heading is designated as an emergency requirement pursuant to section 402 of the conference report to accompany S. Con. Res. 95 (108th Congress).

**CHAPTER 2**

**DEPARTMENT OF DEFENSE—MILITARY**

**OPERATION AND MAINTENANCE**

**OPERATION AND MAINTENANCE, NAVY**

For an additional amount for "Operation and Maintenance, Navy", \$124,100,000: *Provided*, That the amount provided under this heading is designated as an emergency requirement pursuant to section 402 of the conference report to accompany S. Con. Res. 95 (108th Congress).

**OPERATION AND MAINTENANCE, MARINE CORPS**

For an additional amount for "Operation and Maintenance, Marine Corps", \$2,800,000: *Provided*, That the amount provided under this heading is designated as an emergency requirement pursuant to section 402 of the conference report to accompany S. Con. Res. 95 (108th Congress).

**OPERATION AND MAINTENANCE, AIR FORCE**

For an additional amount for "Operation and Maintenance, Air Force", \$30,000,000: *Provided*, That the amount provided under this heading is designated as an emergency requirement pursuant to section 402 of the conference report to accompany S. Con. Res. 95 (108th Congress).

**OPERATION AND MAINTENANCE, DEFENSE-WIDE**

For an additional amount for "Operation and Maintenance, Defense-Wide", \$29,150,000: *Provided*, That the amount provided under

this heading is designated as an emergency requirement pursuant to section 402 of the conference report to accompany S. Con. Res. 95 (108th Congress).

**OVERSEAS HUMANITARIAN, DISASTER, AND CIVIC AID**

For an additional amount for "Overseas Humanitarian, Disaster, and Civic Aid", \$36,000,000, to remain available until September 30, 2006: *Provided*, That the amount provided under this heading is designated as an emergency requirement pursuant to section 402 of the conference report to accompany S. Con. Res. 95 (108th Congress).

**OTHER DEPARTMENT OF DEFENSE PROGRAMS**

**DEFENSE HEALTH PROGRAM**

For an additional amount for "Defense Health Program", \$3,600,000 for Operation and maintenance: *Provided*, That the amount provided under this heading is designated as an emergency requirement pursuant to section 402 of the conference report to accompany S. Con. Res. 95 (108th Congress).

**CHAPTER 3**

**DEPARTMENT OF HOMELAND SECURITY**

**UNITED STATES COAST GUARD**

**OPERATING EXPENSES**

For an additional amount for "Operating Expenses", \$350,000: *Provided*, That the amount provided under this heading is designated as an emergency requirement pursuant to section 402 of the conference report to accompany S. Con. Res. 95 (108th Congress).

**CHAPTER 4**

**FUNDS APPROPRIATED TO THE PRESIDENT**

**OTHER BILATERAL ASSISTANCE**

**TSUNAMI RECOVERY AND RECONSTRUCTION FUND**

**(INCLUDING TRANSFERS OF FUNDS)**

For necessary expenses to carry out the Foreign Assistance Act of 1961, for emergency relief, rehabilitation, and reconstruction aid to countries affected by the tsunami and earthquakes of December 2004 and March 2005, \$304,370,000, to remain available until September 30, 2006: *Provided*, That these funds may be transferred by the Secretary of State to Federal agencies or accounts for any activity authorized under part I (including chapter 4 of part II) of the Foreign Assistance Act, or under the Agricultural Trade Development and Assistance Act of 1954, to accomplish the purposes provided herein: *Provided further*, That upon a determination that all or part of the funds so transferred from this appropriation are not necessary for the purposes provided herein, such amounts may be transferred back to this appropriation: *Provided further*, That funds appropriated under this heading may be used to reimburse fully accounts administered by the United States Agency for International Development for obligations incurred for the purposes provided under this heading prior to enactment of this Act, including Public Law 480 Title II grants: *Provided further*, That of the amounts provided herein: up to \$10,000,000 may be transferred to and consolidated with "Development Credit Authority" for the cost of direct loans and loan guarantees as authorized by sections 256 and 635 of the Foreign Assistance Act of 1961 in furtherance of the purposes of this heading; up to \$20,000,000 may be transferred to and consolidated with "Operating Expenses of the United States Agency for International Development", of which up to \$2,000,000 may be used for administrative expenses to carry out credit programs administered by the United States Agency for International Development in furtherance of the purposes of this heading; up to \$500,000 may

be transferred to and consolidated with "Operating Expenses of the United States Agency for International Development Office of Inspector General"; and up to \$5,000,000 may be transferred to and consolidated with "Emergencies in the Diplomatic and Consular Service" for the purpose of providing support services for United States citizen victims and related operations: *Provided further*, That of the funds appropriated under this heading, not less than \$5,000,000 shall be made available for environmental recovery activities in Aceh, Indonesia, to be administered by the United States Fish and Wildlife Service: *Provided further*, That of the funds appropriated under this heading, not less than \$12,000,000 should be made available for programs to address the needs of people with physical and mental disabilities resulting from the tsunami: *Provided further*, That of the funds appropriated under this heading, not less than \$25,000,000 should be made available for programs to prevent the spread of the Avian flu: *Provided further*, That of the funds appropriated under this heading, \$1,500,000 shall be made available for trafficking in persons monitoring and prevention programs and activities in tsunami affected countries: *Provided further*, That the amount provided under this heading is designated as an emergency requirement pursuant to section 402 of the conference report to accompany S. Con. Res. 95 (108th Congress).

**GENERAL PROVISIONS, THIS CHAPTER**

**ANNUAL LIMITATION**

SEC. 4501. Amounts made available pursuant to section 492(b) of the Foreign Assistance Act of 1961, as amended (22 U.S.C. 2292a), to address relief and rehabilitation needs for countries affected by the Indian Ocean tsunami and earthquakes of December 2004 and March 2005, prior to the enactment of this Act, shall be in addition to the amount that may be obligated in fiscal year 2005 under that section.

**AUTHORIZATION OF FUNDS**

SEC. 4502. Funds appropriated by this chapter and chapter 2 of title II may be obligated and expended notwithstanding section 15 of the State Department Basic Authorities Act of 1956, section 313 of the Foreign Relations Authorization Act, Fiscal Years 1994 and 1995 (Public Law 103-236), section 10 of Public Law 91-672 (22 U.S.C. 2412), and section 504(a)(1) of the National Security Act of 1947 (50 U.S.C. 414(a)(1)).

**SA 470.** Mr. COBURN submitted an amendment intended to be proposed by him to the bill H.R. 1268, Making emergency supplemental appropriations for the fiscal year ending September 30, 2005, to establish and rapidly implement regulations for State driver's license and identification document security standards, to prevent terrorists from abusing the asylum laws of the United States, to unify terrorism-related grounds for inadmissibility and removal, to ensure expeditious construction of the San Diego border fence, and for other purposes; which was ordered to lie on the table; as follows:

Strike title II and insert the following:

**TITLE II—INTERNATIONAL PROGRAMS AND ASSISTANCE FOR RECONSTRUCTION AND THE WAR ON TERROR**

**CHAPTER 1**

**DEPARTMENT OF AGRICULTURE**

**FOREIGN AGRICULTURAL SERVICE**

**PUBLIC LAW 480 TITLE II GRANTS**

For additional expenses during the current fiscal year, not otherwise recoverable, and